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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/595,056

01/20/2006

Michael Steffen

72.105

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23598 7590 02/24/2010
BOYLE FREDRICKSON S.C.
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MILWAUKEE, WI 53203

EXAMINER

SORKIN, DAVID L

ART UNIT

PAPER NUMBER

1797

NOTIFICATION DATE

DELIVERY MODE

02/24/2010

ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

docketing@boylefred.com

ADVISORY ACTION

1. The amendment filed 03 February 2010 has been entered.
2. The claims as amended are no longer rejected under the first paragraph of section 112, first paragraph.
3. The remaining grounds for rejections (under section 112, second paragraph and section 102) still apply as set forth in the final rejection.
4. Applicants comments that in claim 20 "operating state change means for automatically reversing the direction..." could simply be a housing do not seem reasonable as a housing alone has little if any connection to the function automatically reversing. In any case, the Jordan reference discloses a housing in column 4 line 53, clearly anticipating applicants construction of the limitation.
5. Regarding the construction of claim 1, unlike claim 17 which clearly recites the operating state change device as part of the claimed structure, claim 1 instead only mentions the operating state device with regard to an ability of the internal vibrator to being operated.
6. The specification as amended is not objected to.
7. The drawings referred to in applicant's response have not been received.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to DAVID L. SORKIN whose telephone number is (571)272-1148. The examiner can normally be reached on Mon.-Fri. 7:30AM-4:00PM.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Walter D. Griffin can be reached on 571-272-1447. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/DAVID L. SORKIN/
Primary Examiner, Art Unit 1797